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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
ALEXIS ISABELL ADAMS and
MARCUS SHAW,
Defendant.

No. CR 12-0538 YGR

**STIPULATION AND ~~[PROPOSED]~~
ORDER CONTINUING MOTION
HEARING**

On October 23, 2012, by stipulation and order, the parties set a briefing schedule for defendant Alexis Adams's motion to dismiss the indictment. The parties agreed, and the Court ordered, that the motion hearing would be held on Thursday, December 13, 2012. Since that time, government counsel has learned that he will be unavailable on that date and will be out of the district. The government has also learned that defendant Marcus Shaw has been released from state custody to federal custody in order to face the current charges against him. The government believes defendant Shaw will arrive in the next several weeks or perhaps sooner. In light of these developments, and the fact that defendant Adams is out of custody and must travel from out of state to attend court appearances, with the agreement of counsel for the parties and

ORDER CONTINUING HEARING
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defendant Adams, the Court now finds and holds as follows:

1. The motion hearing set for December 13, 2012, for this case is continued to January 10, 2013.

2. The briefing scheduled remains unchanged.

3. The parties agree that time under the Speedy Trial Act, 18 U.S.C. § 3161, is automatically excluded during the pendency of defendant Adams's pretrial motion. 18 U.S.C. § 3161(h)(1)(D).

IT IS SO STIPULATED.

DATED: November 27, 2012

/s/
ELLEN LEONIDA
Counsel for Alexis Isabell Adams

DATED: November 27, 2012


/s/
RANDY SUE POLLOCK
Counsel for Marcus Shaw

DATED: November 27, 2012

/s/
BRIAN C. LEWIS
Assistant United States Attorney

IT IS SO ORDERED.

DATED: November 29, 2012


YVONNE GONZALEZ ROGERS
United States District Judge